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FROM: Don D. Cha, Ph.D.

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DATE: December 12, 2005

TIME: \_\_\_\_\_ .m. (Denver)

NUMBER OF PAGES (including this page): 7

F&B FILE: 62293-314259-89US

TO: USPTO - Mail Stop Petition

Fax: (571) 273-8300

**MESSAGE**

Regarding:

U.S. Appln. No. : 10/524,126  
Applicant : C. Michael Elliott et al.  
Filed : February 9, 2005  
TC/A.U. : 2877  
Examiner : not yet assigned  
Docket No. : 314259  
Appl. Title : Low Work Function Metal Complexes and Uses Thereof

**CERTIFICATE OF FACSIMILE TRANSMISSION (37 CFR §1.8)**

I hereby certify that the following documents are being transmitted via facsimile to the United States Patent and Trademark Office Fax No. (571) 272-0709 on December 12, 2005:

Petition to Accord a Filing Date

Constance Robnett

Typed or Printed Name of Person Signing Certificate

Constance Robnett

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## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No. : 10/524,126  
Applicant : C. Michael Elliott et al.  
Filed : February 9, 2005  
TC/A.U. : 2877  
Examiner : not yet assigned

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DEC 12 2005

Docket No. : 314259  
Appl. Title : Low Work Function Metal Complexes and Uses Thereof  
Customer No. : 35657

MS Petition  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

CERTIFICATE OF FACSIMILE TRANSMISSION

I HEREBY CERTIFY THAT this correspondence is being transmitted via facsimile to the United States Patent and Trademark Office Fax No. 571.272.0709 on December 12, 2005.

FAEGRE & BENSON LLP

*Constance Robert*  
Constance Robert

**PETITION TO ACCORD A FILING DATE**  
**(Under 37 CFR 1.10(c))**

Dear Sir:

Applicants hereby petition the Director to accord a filing date for this patent application as of the "date in" on the Express Mail mailing label that accompanied the application. This petition is being filed following the discovery of a discrepancy between the USPS deposit date (2/9/2005) and the USPTO receipt date (2/10/2005). Pursuant to 37 CFR §1.10(c)(1) and (2), Applicants state that this petition is being made promptly upon discovery of the date discrepancy and that the number of the Express Mail mailing label was placed on the papers that constitute the correspondence prior to the original mailing by Express Mail.

Enclosed with this petition are true copies of:

- Express Mail Mailing Label No. EL971196645US, showing 2/9/05 as the "date in";
- Return postcard indicating a mailing date of February 9, 2005, Express Mail Label No. EL971196645US, and a USPTO receipt date stamp of February 10, 2005;

Page 1 of 2

*Application No 10/524,125*  
*Petition to Accord Filing Date*

- Transmittal Letter to the United States Designated/Elected Office (DO/EO/US)  
Concerning a Filing Under 35 U.S.C. 371.

As this petition is filed in order to correct an error made by the Patent Office, no fees are believed to be due. In the event that fees are due, the Director is hereby authorized to debit Deposit Account No. 06-0029.

Applicants hereby request that this patent application be accorded February 9, 2005, as the application filing date and that a corrected Filing Receipt be issued for this case.

Respectfully submitted,

FAEGRE & BENSON LLP  
CUSTOMER NO.: 35657

Date: 12-DEC-05

By: 

Don D. Cha

Atty. Reg. No. 40,945

Telephone: (303) 607-3614

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Date of	Postage	Delivery Attempt	Time
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DT07 Rec'd PCT/PTO 10 FEB 2005

Attorney Docket No. 314259

(62293 - C: URF)

Applicant(s): C. Michael ELLIOTT et al

Examiner: Not yet known

Serial No.: Not yet known

Group Art Unit: Not yet known

Filed: February 9, 2005

Confirmation No.: Not yet known

FOR LOW WORK FUNCTION METAL COMPLEXES AND USES THEREOF

1. Return Postcard;
2. Transmittal Letter to the US/DO/EO under 37 USC 371;
3. Credit Card Form PTO-2038 for \$540.00;
4. Specification (22 pages, including 12 sheets of drawings (FIGS. 1-10));
5. Declaration (2 pages);
6. Recordation Form Cover Sheet and Assignment (3 pages);
7. Combined Power of Attorney by Assignees and Submission under 37 CFR 1.53(b), including copy of Assignment (4 pages);
8. Application Data Sheet; and
9. PCT Publication.

Date Mailed: February 9, 2005

Express Mail Label No. EL97119664SUS

10/524126

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PTO-1390 (Rev. 02-2005)

Approved for use through 3/31/2007. OMB 0031-0071  
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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<b>TRANSMITTAL LETTER TO THE UNITED STATES DESIGNED/ELECTED OFFICE (DO/EO/US) CONCERNING A FILING UNDER 35 U.S.C. 371</b>		Attorney's Docket Number <b>314259</b> U.S. Application No. (if known, see 37 CFR 1.5) <b>EXPRESS MAIL NO. EL971196645US</b> <b>09 February 2005</b>
INTERNATIONAL APPLICATION NO <b>PCT/US2003/025150</b>	INTERNATIONAL FILING DATE <b>12 August 2003</b>	PRIORITY DATE CLAIMED <b>12 August 2002</b>
TITLE OF INVENTION <b>LOW WORK FUNCTION METAL COMPLEXES AND USES THEREOF</b>		
APPLICANT(S) FOR DO/EO/US <b>C. Michael ELLIOTT et al</b>		
Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:		
1. <input checked="" type="checkbox"/> This is a <b>FIRST</b> submission of items concerning a filing under 35 U.S.C. 371 2. <input type="checkbox"/> This is a <b>SECOND</b> or <b>SUBSEQUENT</b> submission of items concerning a filing under 35 U.S.C. 371. 3. <input checked="" type="checkbox"/> This is an <b>express request to begin national examination procedures (35 U.S.C. 371(f)).</b> The submission must include items (5), (6), (9) and (21) indicated below 4. <input type="checkbox"/> The US has been elected (Article 31). 5. <input checked="" type="checkbox"/> A copy of the International Application as filed (35 U.S.C. 371 (c)(2)) a. <input type="checkbox"/> is attached hereto (required only if not communicated by the International Bureau). b. <input type="checkbox"/> has been communicated by the International Bureau. c. <input checked="" type="checkbox"/> is not required, as the application was filed in the United States Receiving Office (RO/US). 6. <input type="checkbox"/> An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)). a. <input type="checkbox"/> is attached hereto. b. <input type="checkbox"/> has been previously submitted under 35 U.S.C. 154(d)(4). 7. <input checked="" type="checkbox"/> Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371 (c)(3)) a. <input type="checkbox"/> are attached hereto (required only if not communicated by the International Bureau) b. <input type="checkbox"/> have been communicated by the International Bureau. c. <input type="checkbox"/> have not been made; however, the time limit for making such amendments has NOT expired. d. <input checked="" type="checkbox"/> have not been made and will not be made 8. <input type="checkbox"/> An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)). 9. <input checked="" type="checkbox"/> An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)). 10. <input type="checkbox"/> An English language translation of the annexes of the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)). Items 11 to 20 below concern document(s) or information included: 11. <input type="checkbox"/> An Information Disclosure Statement under 37 CFR 1.97 and 1.98. 12. <input checked="" type="checkbox"/> An assignment document for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included. 13. <input type="checkbox"/> A <b>FIRST</b> preliminary amendment. 14. <input type="checkbox"/> A <b>SECOND</b> or <b>SUBSEQUENT</b> preliminary amendment. 15. <input type="checkbox"/> A substitute specification. 16. <input checked="" type="checkbox"/> A change of power of attorney and/or address letter. 17. <input type="checkbox"/> A computer-readable form of the sequence listing in accordance with PCT Rule 13ter.2 and 35 U.S.C. 1.821 - 1.825. 18. <input type="checkbox"/> A second copy of the published international application under 35 U.S.C. 154(d)(4). 19. <input type="checkbox"/> A second copy of the English language translation of the international application under 35 U.S.C. 154(d)(4). 20. <input checked="" type="checkbox"/> Other items or information: Return post card Credit Card Form PTO-2038 for \$540.00 Specification (22 pages, including 12 sheets of drawings (FIGS. 1-10)) Application Data Sheet PCT Publication		

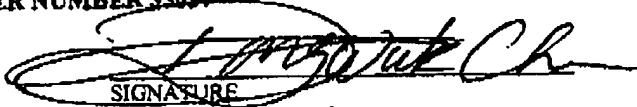
Page 1 of 2

PTO-1300 (Rev. 03-2005)

Approved for use through 3/31/2007 OMB 0651-0021

U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

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21. The following fees are submitted:				CALCULATIONS	PTO USE ONLY
<input checked="" type="checkbox"/> Basic national fee ..... \$300				\$300	
22. <input checked="" type="checkbox"/> Examination fee					
11 International preliminary examination report prepared by USPTO and all claims satisfy provisional of PCT Article 31(1)(4) ..... \$100				\$200	
All other situations ..... \$200					
23. <input checked="" type="checkbox"/> Search fee					
Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority ..... \$100				\$100	
International Search Report prepared and provided to the Office ..... \$400					
All other situations ..... \$500					
<b>TOTAL OF 21, 22, AND 23 =</b>					
<input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (each sheeting sequence listing or computer program listing filed in an electronic medium) The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof.				\$	
Total Sheets	Extra Sheets	Number of each additional 50 or fraction thereof (round up to a whole number)	RATE		
-100 =	/50 =		x \$250.00	\$	
Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(h))				\$	
CLAIMS	NUMBER FILED	NUMBER EXTRA	RATE		
Total claims	24 - 20	4	x \$50.00	\$200	
Independent claims	4 - 3	1	x \$200.00	\$200	
MULTIPLE DEPENDENT CLAIM(S) (if applicable)			+ \$360.00		
<b>TOTAL OF ABOVE CALCULATIONS =</b>				\$1000	
<input checked="" type="checkbox"/> Applicant claims small entity status See 37 CFR 1.27 The fees indicated above are reduced by 1/2				\$500	
<b>SUBTOTAL</b>				\$500	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(j)).					
<b>TOTAL NATIONAL FEE =</b>				\$630	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40.00 per property.				\$40.00	
<b>TOTAL FEES ENCLOSED =</b>				Amount to be refunded:	
				Amount to be charged. \$540	
<p>a. <input type="checkbox"/> A check in the amount of \$ _____ to cover the above fees is enclosed</p> <p>b. <input type="checkbox"/> Please charge my Deposit Account No _____ in the amount of \$ _____ to cover the above fees. A duplicate copy of this sheet is enclosed.</p> <p>c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No 06-0029. A duplicate copy of this sheet is enclosed.</p> <p>d. <input checked="" type="checkbox"/> Fees are to be charged to a credit card. <b>WARNING:</b> Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038</p>					
<p>NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status.</p> <p>SEND ALL CORRESPONDENCE TO: <b>CUSTOMER NUMBER 35657</b></p> <p>Dated: February 9, 2005</p> <p style="text-align: center;">             SIGNATURE            ATTORNEY: Don D. Cha            REG. NO.: 40,945         </p> <p>NVR1.60292373 01</p>					